

REMARKS

Claims 1-19 are currently pending in the application. Claims 1-13 and 15-19 are withdrawn from further consideration as being drawn to a non-elected invention. Claim 14 is herein amended. Applicants reserve the right to pursue the claims as originally filed in this or a separate application(s). The amendment finds support in the specification and is discussed in the relevant section below. No new matter is added.

Rejection of the claims under 35 U.S.C. §102 (e)

Claim 14 is rejected under 35 U.S.C. 102(e) as being anticipated by Sliwkowski (U.S. Patent No. 6,1949,245). The Office Action states that:

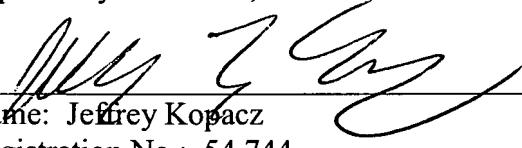
Sliwkowski teaches the limitations of claim 14 at col. 10, lines 15-21, col. 64, lines 58-67, col. 65-66 and col. 69. Sliwkowski at co. 10, defines an intact antibody as a molecule that is comprised of both heavy chain and light chain components. Sliwkowski at col. 64 further discusses antibodies used for therapy in colorectal cancer and references an antibody that comprises seq id no 6, which is a sequence with 93.6% homology to the claimed heavy chain in claim 14 of the instant patent application.

Applicant respectfully disagrees. However, in the interest of expediting prosecution, Applicant has herein amended claim 14 to require an intracellular binding immunoglobulin molecule having a variable heavy chain which exhibits 94% homology to the consensus sequence SEQ ID No 3. Sliwkowski does not teach an intracellular binding immunoglobulin having a variable heavy chain which exhibits 94% homology to SEQ ID No 3. Support for the amendment can be found throughout the application as filed, including page 17, lines 17-19 and page 34, lines 10-12. In light of the above, Applicant respectfully requests reconsideration and withdrawal of the rejection of claim 14 under 35 U.S.C. §102(e).

Applicant submits that all claims are allowable as written and respectfully request early favorable action by the Examiner. If the Examiner believes that a telephone conversation with Applicant's attorney/agent would expedite prosecution of this application, the Examiner is cordially invited to call the undersigned attorney/agent of record.

Respectfully submitted,

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